

TOWN OF DUNE ACRES
COUNCIL MINUTES
for
October 18, 2005

The Town of Dune Acres Town Council met for its regular monthly meeting on Tuesday, October 18, 2005 at the Town Hall.

Town Council President Louise Roberts called the meeting to order at 7:03 p.m. with Councilpersons Ben Bolton, Clerk-Treasurer Beverly Hubbs, Deputy Clerk-Treasurer Sherry King and Attorney Timothy Sendak in attendance. Council President Louise Roberts opened the meeting with the pledge of allegiance.

APPROVAL OF MINUTES:

Councilperson Ben Bolton moved that the minutes be approved as presented. Council President Louise Roberts seconded the motion and it unanimously carried.

FINANCIAL REPORT FOR THE TOWN OF DUNE ACRES as of September 30, 2005:

Fifth Third Bank	\$201,858.20
Chase/Bank One Money Market Account	\$184,873.74
First State Bank of Porter Checking Account	\$95,495.98
TOTAL	\$482,227.92

Councilperson Ben Bolton made a motion to accept the financial report as submitted, which motion was seconded by Louise Roberts and the motion unanimously carried.

Councilperson Ben Bolton remarked that Boyd was asking to be paid almost one third of the contract now. Attorney Tim Sendak said the contract should define how they are to be paid. He said that public works projects usually are paid on a time and material basis. He offered to look at the contract and recommended they approve this item based on review by the Town Attorney. He offered to look at it after the meeting.

Councilperson Ben Bolton said that the money paid to Microbac Labs for water testing at the beach will be reimbursed by IDEM.

PAYMENT OF THE CLAIMS:

Council President Lou Roberts questioned the large bill from Datagraphics. Deputy Clerk-Treasurer Sherry King said she would double check because she thought there was an error, though there was a large bill for printing of the municipal code.

Councilperson Ben Bolton moved and Council President Lou Roberts seconded approval

of the claims, subject to review of the Datagraphics bill and approval from the attorney for payment of the Boyd Construction bill.

INSERT CLAIMS

Diane Bartley	September Pay	\$1,269.58
Atha W. Belsha	September Pay	\$1,260.21
Raymond C. Friday	September Pay	\$302.30
Sherry A. King	September Pay	\$929.95
David W. Kristophel	September Pay	\$644.41
Philip A. Lepley	September Pay	\$1,198.57
Nick Markovich	September Pay	\$951.52
Terry R. Trout	September Pay	\$515.39
Garrett L Tyrrell	September Pay	\$283.64
Facts Engineering, LLC	General Maintenance	\$145.00
Chase Card Services	Various Supplies	\$443.59
The Times - Legal	Publishing Budget	\$83.15
Anton Insurance	Bonding Deputy/Clerk Treas.	\$120.00
American Red Cross	Katrina Disaster	\$1,137.50
Salvation Army	Katrina Disaster	\$1,137.50
Ferrell Gas	Bottle Gas	\$166.70
Sherry King	Mileage for Keystone Meeting	\$36.93
Kramer & Leonard, Inc.	Office Supplies	\$5.99
First State Bank Of Porter	Fed. Payroll Liabilities	\$1,965.22
Able Disposal	Garbage Pickup	\$62.52
Nipsco	Utilities	\$295.34
Pioneer Lumber Inc.	Building Maintenance	\$23.00
Raymond C. Friday	Mileage for September	\$38.37
Hopkins Ace Hardware	General Maintenance	\$31.98
Pinkerton Fuel & Lubricant	Vehicles	\$131.31
South Shore Marina, Inc.	Removal of Bouys	\$955.00
Louise Roberts	Office Supplies	\$29.99
Builders Network Realty, Inc.	Office Rental	\$185.00
A & M Lawn and Garden	Maintenance Equipment	\$7.14
Monroe Pest Control, Inc.	Bees - Gatehouse	\$115.00
Verizon North	Telephone	\$137.04

The Signworks	Vehicles	\$328.76
Sue Smith	Environmental	\$52.57
Nextel	Telephones	\$129.62
Datagraphics	Copying	\$46.75
Martin Security Systems	Building Maintenance	\$60.00
Austgen Electric, Inc.	General - Water	\$217.50
Ben Bolton	Office Supplies	\$8.56
Bob Hubbs	Office Supplies	\$38.52
Gilmore Franzen Architects, Inc.	Bldg. Maintenance - Clubhouse	\$1,061.98
Microbac Laboratories, Inc.	Environment - Water Testing	\$432.00
Boyd Construction, Inc.	Road Work, etc.	\$48,725.00
Scott T. Later LTD	Building Maintenance	\$115.00
Newark InOne	Maintenance Supplies	\$48.37
Indiana Department of Revenue	Sept./Oct. Payroll Liabilities	\$737.67
Lake & Porter County Asphalt	Road Work	\$17,950.00
Total Claims		\$84,561.14

CLAIMS APPROVED FOR THE TOWN OF DUNE ACRES for October 2005:

CORRESPONDENCE:

Council President Lou Roberts read a letter from Bob Hartmann who gave free tennis lessons last summer. He said that the Town had been given a tennis ball machine but the battery is no good. He requested that the Town purchase an AC adapter to run the machine. He said that Irv Call would do the wiring necessary to run it from the adapter. He asked that the request be passed on to the DACF if the Town did not have sufficient funds. Lou said that she thought the Town should do this but it would not be needed until next year.

Councilperson Ben Bolton said that Grace Millman had written to request that the large evergreen tree by the Gatehouse not be cut down. Ben remarked that there are problems caused by the presence of the tree, one of which is the destruction of the flags.

Council President Lou Roberts reported that the donations by the residents to the Hurricane Disaster effort amounted to \$2,275 and the checks for \$1137.50 will be sent to the Salvations Army and the American Red Cross.

COMMISSION REPORTS:

FIRE: N/A

ROADS/TOWN ENGINEER:

Irv Call said that the work on the pipes has very effectively torn up Circle Drive as expected. He said the leak in the reservoir has been patched with two coats of sealer and that Jeff Swoger has done a very good job on it.

Mary Ann Crayton asked when the speed bumps would be put in. Council President Lou Roberts said that they would be installed in November, evaluated for one month, and then removed before the snow falls. Mary Ann Crayton asked how they would determine if they were effective. Whether or not they cause people to slow down was the answer. Mary Ann thanked them for dealing with this.

Ben said that Irv had suggested that this winter the board consider two options for the Clubhouse as follows. 1. No heat and drain the pipes. 2. Hang drapes on the kitchen door to keep only that area warm and drain the pipes. Council President Lou Roberts said that they want to get the Town Hall fixed up enough so that they can use it, including for meetings and not have to use the Clubhouse.

PARKS:

John Sullivan said that Kelly Klein wants to get the awnings and screens down from the tennis courts this week. Bill Griffin said that they (the town handyman) are busy removing trees from the roads so Kelly may want to hire someone else to take them down.

Council President Lou Roberts said that the beach garbage cans have been removed for the winter.

BEACH: N/A

BUILDING:

John Sullivan said that there was nothing new on the construction in progress. Bill Griffin asked about the driveway and the garage that Mark Bapst is planning to build. He understood that Mark had deeded some footage to Patrice Bapst, who owns the property next door, so that he can build. Lou said that he has not come before the Plan Commission with my proposal or plans and that deeding of property would be done through the County, not the Town. Part of the process of building is notifying immediate neighbors before anything can be approved.

MAINTENANCE:

Bill Griffin said that Ralph Iatarola has not given him an estimate on rebuilding the beach steps yet because he is finishing other projects first. He said that they are cutting the branches along the road back to 12 feet to allow passage of Porter's bigger fire truck. He said the debris will be taken away but the solid waste site on 149 will not longer take it so they have to take it to Valpo and that they hope to move most of it on Sunday.

POLICE:

Cecilia Call asked if DA is going to give flu shots this year because she would like to provide them for the people working at the Gatehouse. Council President Lou Roberts said that we have been notified that we are doing it at all. She said that you can find a list of sites at www.Vnaportercorco.org. You can enter your zip code on this site and get a list of all the places and dates in your area. Cecilia also remarked that it would be really nice to have a remote controlled gate for the Clubhouse drive, especially for the guards who have to get out and trudge through snow to open the gate, often late at night, to check the Clubhouse.

ENVIRONMENT:

Council President Lou Roberts reported that Sue Smith had received her first draw on her grant and has \$5000 in the bank. Sandy O'brien has been here doing an assessment of the Town and Noel Pavlovic will be coming soon to start the weed control project.

WATER:

Ben reported that Boyd began work on October 3rd and has completed a substantial amount of the work. A big step is getting Indiana American Water to do all of the hookups and the required testing. He said they hope to start the directional boring this week but will probably not get started on that until next week. It should take only a week. He said they had cut a gas line and the cable in a couple places.

DEER:

Ray Tittle reported that the deer kill project started on Saturday, October 15 but so far had killed none. The season last 5 months and ends March 15. He said they have a permit to kill 30 and that quite a few sites had been approved by the DNR. He said that one blind had been destroyed and that doing so violates statues and is subject to prosecution. He said they had reported the destruction to the DNR. John Sullivan said that the blind had clearly been purposely destroyed. Last year 50 deer were culled but the sightings at the blinds have been fewer this year. He said that there are more acorns so they may not be too interested in corn right now.

OLD BUSINESS:

Council President Lou Roberts reported on the Clubhouse restoration. She said that Lesley Gilmore came and took paint samples and that she will be here tomorrow to do more testing.

Council President Lou Roberts said that they have two estimates for repairs to the Town Hall, one for \$27000 and another for \$18000, both from out of Town firms contacted by Anton Insurance. She asked Irv if he had a chance to look at the estimates. Lou said they had already spent \$480 for a temporary roof repair and \$12000 for tree removal. Anton Insurance solicited the bids received from Orbison (which they recommend) and from Paul Davis Restoration from South Bend. The insurance company has already sent the Town checks based on their appraisal of the damages. Attorney Tim Sendak questioned the process because the insurance company usually pays the contractor. John Sullivan

recommended that the Town ask for bids from more local contractors. Attorney Tim Sendak advised the Council that the law does not require that you accept the lowest bid but that you can accept the bid from the company that is most responsible and responsive to the project. He advised that if the Council wants to go forward with these bids at this meeting that the motion to do so should be made as a response to an emergency situation. He said that sometimes insurance companies use companies that are very specialized and that before choosing one the Council should get information about licensing, bonding, and experience, as well as requesting earnest money. As an alternative he suggested that the Council send proposals to companies of their choice and invite bids which would have to be presented at a Council meeting. A worse alternative would be opening a formal bid process.

The decision was to table it and call a special meeting after more research. John Sullivan agreed to work on writing the proposal to be sent to more bidders and to suggest builders in the local area.

NEW BUSINESS:

Lou reported that Halloween has been set for Monday, October 31 from 5 to 8 p.m.

Council President Lou Roberts asked whether the Council wanted to do the Toys for Tots Drive again this year. Ben moved that the Town do so and that Lou and Tom Roberts act as Chairpersons. Council President Lou Roberts seconded and said that they would work with the Duneland Exchange Club as they have in the past. Motion carried.

Councilperson Ben Bolton moved the meeting be adjourned at 8:10 p.m.

PLAN COMMISSION:

QUESTIONS & DISCUSSION:

At 8:47 p.m. Council President Bolton entertained a motion from Councilperson John Wilhelm to adjourn the meeting.
The meeting was adjourned.

Louise Roberts, Council President

John Wilhelm, Councilperson

Benjamin Bolton, Councilperson

Sherry King, Deputy Clerk-Treasurer